



MAILING CERTIFICATE

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington D.C. 20231 on

Sept. 5, 2000
Date

Kay Bulen
Signature

Kay Bulen
Printed name

#13
9/14/00
Pjenn

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

RECEIVED

SEP 14 2000

TECH CENTER 1600/2900

Applicants: Kevin J. Tracey et al.

Serial No.: 09/118,388

Filed: 17 July 1998

For: COMPOUNDS AND COMPOSITIONS FOR TREATING TISSUE ISCHEMIA

Examiner: R. Gerstlolan

Art Unit: 1613

Docket No.: 1101

Date: September 5, 2000

Assistant Commissioner for Patents
Box AF
Washington, DC 20231

NOTICE OF APPEAL UNDER 37 C.F.R. §1.191

Sir:

Applicants hereby appeal to the Board of Patent Appeals and Interferences the final rejection of claims 1 and 5-7 of the above-identified patent application.

The Notice of Appeal fee (37 C.F.R. §1.17(e)) of \$150 is included in the enclosed check for \$585. Kindly charge any additional amounts due or credit any overpayment to Deposit Account 04-0258 of Davis Wright Tremaine LLP.

Respectfully submitted,

Jeffrey B. Oster
Attorney for Applicants
Registration No. 32,585

Davis Wright Tremaine LLP
2600 Century Square
1501 Fourth Avenue
Seattle, Washington 98101
Telephone (206) 628 7711
Facsimile (206) 628 7699

F:\docs\47406\20\Appeal.doc
Seattle

09/12/2000 VWAH11 00000080 09118388 150.00 DP 02 FC:219